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PROPOSED FIRST AMENDMENT

BILL NO. 2006-56

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO CLARIFY THE APPLICABILITY OF RECENTLY UPDATED DEVELOPMENT STANDARDS PERTAINING TO WALLS AND FENCES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: M. Margo Wheeler,  
Director of Planning and Development

Summary: Clarifies the applicability of recently updated development standards pertaining to walls and fences.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN  
AS FOLLOWS:

SECTION 1: Title 19, Chapter 12, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

**19.12.010 Applicability**

(A) Except as otherwise provided in Subsection (B), [This] this Chapter applies to:

(1) All [all] multi-family, office, retail, commercial, institutional, and industrial developments[.] ; and

(2) All [In addition, it applies to all] single family developments with five or more lots adjacent to streets classified as collectors or larger.

(B) Except with respect to Section 19.12.075, [However, it] this Chapter does not apply to any special purpose zoning district which contains special landscape standards or to properties in the Downtown Overlay District.

(C) Section 19.12.075 applies to all single family developments.

SECTION 2: Ordinance No. 5850 of the City of Las Vegas is hereby amended so that Section 9 thereof reads as follows:

**Section 9: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto, at the appropriate locations, the following terms and their corresponding definitions:**

**“Wall, Perimeter” means an opaque structure constructed in accordance with Section [19.08.070] 19.12.075 with the purpose of providing security or a visual**

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1       buffer within the property line of a subdivision or parcel and separating the  
2       subdivision or parcel from, right-of-way, another land use or another property.

3       **“Wall, Screening”** means an opaque structure constructed in accordance with  
4       Section [19.08.070] 19.12.075 with the purpose of providing a buffer for privacy  
5       or to mitigate a potentially negative noise or visual impact.

6       **“Wall, Retaining”** means a wall with the grade on one side greater than the grade  
7       on the opposite side that is designed and constructed to withstand the lateral  
8       earth and hydrostatic pressures upon it.

9       **“Wall/Fence, Front Yard”** means a structure which is designed to delineate or  
10      provide security along the front property line of a residential parcel[.] , or to  
11      provide security within the front setback area of a residential parcel.

12               SECTION 3: For purposes of Section 2.100(3) of the City Charter, LVMC 19.20.020  
13      is deemed to be a subchapter rather than a section.

14               SECTION 4: This Ordinance shall be deemed to be effective as of September 10,  
15      2006, the effective date of Ordinance No. 5850.

16               SECTION 5: If any section, subsection, subdivision, paragraph, sentence, clause or  
17      phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or  
18      ineffective by any court of competent jurisdiction, such decision shall not affect the validity or  
19      effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the  
20      City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,  
21      paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,  
22      subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,  
23      invalid or ineffective.

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SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

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Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the  
2 \_\_\_\_ day of \_\_\_\_\_, 2006, and referred to the following committee composed of  
3 \_\_\_\_\_ and \_\_\_\_\_ for recommendation;  
4 thereafter the said committee reported favorably on said ordinance on the \_\_\_\_ day of  
5 \_\_\_\_\_, 2006, which was a \_\_\_\_\_ meeting of said Council; that at said  
6 \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council  
7 as amended and adopted by the following vote:

8 VOTING "AYE": \_\_\_\_\_

9 VOTING "NAY": \_\_\_\_\_

10 ABSENT: \_\_\_\_\_

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12 APPROVED:

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14 By \_\_\_\_\_  
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk

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